

TRANSMITTAL FORM

Application Number 10/811,228
 Filing Date March 26, 2004
 First Named Inventor GIFFORD, HANSON
 Art Unit 3738
 Examiner Name Unassigned
 Attorney Docket Number 022128-000400US

Total Number of Pages in This Submission.

ENCLOSURES (Check all that apply)

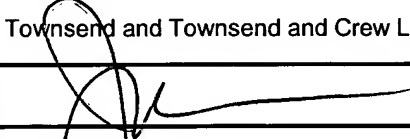
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PTO/SB/08A & PTO/SB/08B
51 References |
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Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name Townsend and Townsend and Crew LLP
 Signature 
 Printed name James M. Heslin
 Date July 19, 2005

Reg. No. 29,541

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On 7-20-2005



TOWNSEND and TOWNSEND and CREW LLP

By: Jennifer O'Brien

Jennifer O'Brien

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

GIFFORD et al.

Application No.: 10/811,228

Filed: March 26, 2004

For: METHODS AND APPARATUS
FOR TREATMENT OF PATENT
FORAMEN OVALE

Examiner: Unassigned

Art Unit: 3738

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER 37
CFR §1.97 and §1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references [in compliance with the requirements of 1287 OG 163] are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

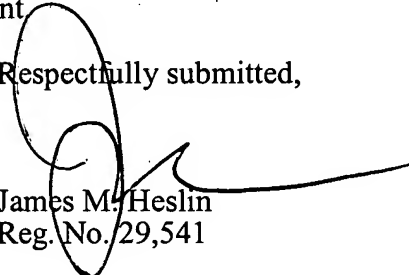
As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement.

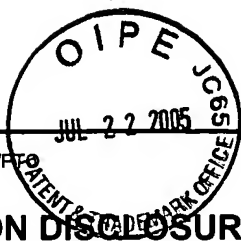
However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



James M. Heslin
Reg. No. 29,541

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60539978 v1



Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Complete if Known	
		Application Number	10/811,228
		Filing Date	March 26, 2004
		First Named Inventor	GIFFORD, HANSON
		Art Unit	3738
Examiner Name	Unassigned		
Sheet 1 of 6	Attorney Docket Number		022128-000400US

U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			
	1	2,275,167	03-03-1942	Bierman	
	2	2,888,928	06-02-1959	Seiger	
	3	3,490,442	01-20-1970	Streu	
	4	3,906,955	09-23-1975	Roberts	
	5	4,307,720	12-29-1981	Weber, Jr.	
	6	4,326,529	04-27-1982	Doss et al.	
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	41	5,944,738	08-31-1999	Amplatz et al.	
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			Examiner Name	Unassigned	
Sheet	2	of	6	Attorney Docket Number	022128-000400US

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	42	5,972,023	10-26-1999	Tanner et al.	
	43	5,972,024	10-26-1999	Northrup, III et al.	
	44	6,004,316	12-21-1999	Laufer	
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	49	6,419,669	07-16-2002	Frazier et al.	
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	75	2003/0028189	02-06-2003	Woloszko et al.	
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	78	2003/0120268	06-26-2003	Bertolero et al.	
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	81	2003/0233091	12-18-2003	Whayne et al.	
	82	2004/0098031	05-20-2004	Van der Burg et al.	
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			Art Unit	3738
			Examiner Name	Unassigned
Sheet 3	of 6	Attorney Docket Number	022128-000400US	

U.S. PATENT DOCUMENTS+					
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		Number Kind Code ² (if known)			
	83	2004/0098042	05-20-2004	Devellian et al.	
	84	2004/0102721	05-27-2004	Mckinley	
	85	2004/0143292	07-22-2004	Marino et al.	
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	87	2004/0153098	08-05-2004	Chin et al.	
	88	2004/0176799	09-09-2004	Chanduszko et al.	
	89	2004/0220596	11-04-2004	Frazier et al.	
	90	2004/0249398	09-04-2004	Ginn	
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	93	2005/0033327	02-10-2005	Gainor et al.	
	94	2005/0055050	03-10-2005	Alfaro	
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	96	2005/0065509	03-24-2005	Coldwell et al.	
	97	2005/0070923	03-31-2005	McIntosh	
	98	2005/0119675	06-02-2005	Adams et al.	
	99	RE33925	05-12-1992	Bales et al.	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
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	100	EP	135840	A2	04-13-1985	Nelcor Incorp.		<input type="checkbox"/>
	101	EP	199694	A2	10-29-1986	Astra-Tech Aktiebolag		<input type="checkbox"/>
	102	EP	0265532	A1	05-04-1988	Fukuda Denshi Co. Ltd		<input type="checkbox"/>
	103	EP	0375556	A1	06-27-1990	Stmi Soc Tech Milieu Ionisant		<input checked="" type="checkbox"/>
	104	EP	0428812	A1	05-29-1991	Consiglio Nazionale Delle Ricerche		<input type="checkbox"/>
	105	EP	0947165	A1	10-06-1999	Nissho KK		<input type="checkbox"/>
	106	GB	1260919		01-19-1972	Spitalul Clinic De Obstetrica Si Ginecolo- Gie Polizu		<input type="checkbox"/>
	107	GB	1550676		08-15-1979	Victers Ltd		<input type="checkbox"/>
	108	GB	2 359 024	A	08-15-2001	Anson Medical Inc		

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	109	WO	85/00018	A1	01-03-1985	Medical Developments Limited		<input type="checkbox"/>
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	111	WO	91/15996	A1	10-31-1991	Egnell Ameda Limited		<input type="checkbox"/>
	112	WO	92/04864	A1	04-02-1992	Merwe Marius V D		<input type="checkbox"/>
	113	WO	93/05705	A1	04-01-1993	Surgic-Raft Limited		<input type="checkbox"/>
	114	WO	93/15791	A1	08-19-1993	Dimed Inc.		<input type="checkbox"/>
	115	WO	94/00178	A1	01-06-1994	Schneider USA Inc.		<input type="checkbox"/>
	116	WO	99/18862	A1	04-22-1999	Hearten Medical Inc.		<input type="checkbox"/>
	117	WO	99/18864	A1	04-22-1999	Hearten Medical Inc.		<input type="checkbox"/>
	118	WO	00/07506	A2	02-17-2000	Anson Medical Ltd		<input type="checkbox"/>
	119	WO	00/09027	A1	02-24-2000	Keravision, Inc.		<input type="checkbox"/>
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	121	WO	03/022159	A1	03-20-2003	Core Medical Inc		<input type="checkbox"/>
	122	WO	03/022160	A1	03-20-2003	Core Medical Inc		<input type="checkbox"/>
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	124	WO	03/071957	A2	09-04-2003	Integrated Vascular		<input type="checkbox"/>
	125	WO	03/094742	A1	11-20-2003	Velocimed LLC		<input type="checkbox"/>
	126	WO	2004/019791	A2	03-11-2004	Scimed Life Systems Inc		<input type="checkbox"/>
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	128	WO	2004/091411	A2	10-28-2004	Velocimed PFO Inc		<input type="checkbox"/>
	129	WO	2005/006990	A2	01-27-2005	NMT Medical Inc		<input type="checkbox"/>
	130	WO	2005/027753	A1	03-31-2005	St Jude Medical		<input type="checkbox"/>
	131	WO	2005/034738	A2	04-21-2005	Proximare Inc		<input type="checkbox"/>

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Sheet	5	of	6	Attorney Docket Number	022128-000400US

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	132	ANZOLA et al., "Potential Source of Cerebral Embolism in Migraine with Aura," <i>Neurology</i> (1999) 52(8): 1622	
	133	De CASTRO et al., "Morphological and Functional Characteristics of Patent Foramen Ovale and Their Embolic Implications," <i>Stroke</i> (October 2002), pp. 2407-2413	
	134	CORDIS CORPORATION, Cordis Ducor® Lumeleo™ Eelectrode Catheters [brochure], Cordis Corporation, (December 1984), 2 pages.	
	135	DEL SETTE, "Migraine with Aura and Right-to-Left Shunt on Transcranial Doppler: A Case Control Study," <i>Cerebrovas Dis</i> (1998) 8:327-330	
	136	GILLETTE, "Catheter Ablation in Dysrhythmias," <i>Cardio</i> , (March 1984), pp. 67-69	
	137	HO et al., "Morphological Features Pertinent to Interventional Closure of Patent Oval Foramen," <i>J Interventional Cardiology</i> , Vol. 16 No. 1, (2003), pp. 33-34	
	138	KENNEDY et al., "High-burst-Strength, feedback-controlled bipolar vessel sealing," <i>Surg Endosc</i> (1998) 12:876-878	
	139	KOENIG et al., "Role of Intracardiac Echocardiographic Guidance in Transcatheter Closure of Atrial Septal Defects and Patent Foramen Ovale Using the Amplatzer® Device," <i>J. Interventional Cardiology</i> , (2003) 16 (1): 51-62.	
	140	MORADY, "Transvenous Catheter Ablation of a Posteroseptal Accessory Pathway in a Patient with the Wolff Parkinson-White Syndrome," <i>The New England Journal of Medicine</i> , (March 15, 1984), 310(11): 705-707	
	141	MORANDI et al., "Transcatheter Closure of Patent Foramen Ovale: A New Migraine Treatment?" <i>J Interventional Cardiology</i> , (2003), 16(1): 39-42	
	142	PFLEGER, "Haemodynamic Quantification of Different Provocation Manoeuvres by Simultaneous Measurement of Right and Left Atrial Pressure: Implications for the Echocardiographic Detection of Persistent Foramen Ovale," <i>Eur J Echocardiography</i> (2001) 2: 88-93.	
	143	POLGAR et al., "A New Technique for Closed-Chest Human His Bundle Ablation Using Suction Electrode Catheter and DC Shock," In: Perez Gomez F, ed. <i>Cardiac Pacing Electrophysiology Tachyarrhythmias</i> . Madrid, Spain: Grouz Publishers; 1985:1582-1586	
	144	POLGAR et al., "Comparison of Two Different Techniques for Closed-Chest His Bundle Ablation," In: Perez Gomez F, ed. <i>Cardiac Pacing Electrophysiology Tachyarrhythmias</i> . Madrid, Spain: Grouz Publishers; 1985:1578-1587	
	145	POLGAR, "Closed Chested Ablation of His Bundle: A New Technique Using Suction Electrode Catheter and DC Shock," <i>Nachdruck Aus: Cardio Pacing</i> , (1983), pp. 883-890	

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Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	146	STUART, "What's All the Flap About PFO Closure?," <i>Start-Up: Windhover's Review of Emerging Medical Ventures</i> , (Nov 10, 2004), pp. 9-14	
	147	SZTAJZEL et al., "Patent Foramen Ovale, a Possible Cause of Symptomatic Migraine: A Study of 74 Patients with Acute Ischemic Stroke," <i>Cerebrovas Dis</i> (2002) 13: 102-106	
	148	THOMAS, "Patent Foramen Ovale with Right-to-left Shunting: Echocardiographic Alternatives," <i>Eur J Echocardiography</i> (2001) 2:74-75	
	149	WILMHURST et al., "Effect on Migraine of Closure of Cardiac Right-to-Left Shunts to Prevent Recurrence of Decompression Illness of Illness or Stroke or for Haemodynamic Reasons," <i>The Lancet</i> , Vol. 356, (November 11, 2000), pp. 1648-1651	
	150	WILMHURST et al., "Relationship between Migraine and Cardiac and Pulmonary Right to Left Shunts," <i>Clinical Science</i> (2001) 100:215-220	

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